

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OCT 21 2004

Applicant: Duane L. McDonald Docket No.: 17858.3  
Serial No.: 10/749,988 Group No.: 3721  
Confirmation No.: 9975 Examiner: Unknown  
Filed: December 31, 2003  
For: PACKAGE WITH EASY OPEN FEATURE

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

## CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8(a)

I hereby certify that the attached correspondence comprising:

Information Disclosure Statement Pursuant to 37 C.F.R. § 1.97(b) - Before First  
Office Action or Within Three Months of Filing Date  
1 Page(s) of PTO Form 1449

4 Total pages, including this page

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**Supplemental Information Disclosure Statement Pursuant to 37 C.F.R. § 1.97(b)  
Before First Office Action or Within Three Months of Filing Date**

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Sir:

Pursuant to 37 C.F.R. 1.56 and in accordance with 37 C.F.R. 1.97 et seq., Applicant, through and by his or her attorneys, hereby wishes to direct the Examiner's attention to the documents listed on the attached modified PTO 1449 Form. A copy of each non-U.S. patent document and a copy of each non-patent document listed on the form is also presented herewith for the Examiner's review and convenience. Cited U.S. patents and U.S. patent application publications are not included in accordance with the U.S. Patent Office waiver of the requirement under 37 C.F.R. 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003, and for all international applications that have entered the national stage under 35 USC 371 after June 30, 2003.

By inclusion of any given document in this Information Disclosure Statement, Applicant in no way admits that such document is effective as prior art against the above-identified application under either 35 U.S.C. 102 or 35 U.S.C. 103.

Additionally, submission of any document is not to be taken as an admission of the materiality of the document to the prosecution of the present application.

The Examiner is requested to review each cited document and personally determine its prior art status.

Serial No.: 10/749,988

Applicant recommends that the Examiner conduct an independent search for any and all available material prior art and independently review the results of such search and the documents cited within this Statement.

Applicant requests the Examiner, in accordance with 37 C.F.R. 1.97, to indicate and make of record receipt and review of all of these documents by initialing the appropriate box in the accompanying PTO-1449. Applicant requests that the undersigned receive a copy of the initialed PTO-1449.

If the Examiner refuses to consider any or all of the herein submitted materials because it is the Examiner's opinion that this Information Disclosure Statement is not in compliance with 37 C.F.R. 1.97, Applicant respectfully requests that the Examiner notify the undersigned, in writing, as to the basis of such opinion.

Please charge any prosecutorial fees which are due to Kimberly-Clark Worldwide, Inc. deposit account number 11-0875.

The undersigned may be reached at: 920-721-3862.

Respectfully submitted,

DUANE L. MCDONALD

By: 

John L. Brodersen

Registration No.: 51,236

**List of Patents and Publications for Information Disclosure Statement**

Applicant(s): Duane L. McDonald  
 Serial No.: 10/749,988  
 Filed: December 31, 2003

Docket No.: 17858.3  
 Group: 3721  
 Examiner: Unknown

U.S. Patent Documents							
Initials		Doc. No.	Date	Name	Class	Subclass	Filing Date
	A1	2004/0173490	09/2004	Otsubo			
	A2	2004/0176735	09/2004	Snell			
	A3						
	A4						
	A5						
	A6						
	A7						
	A8						
	A9						
	A10						

  

Foreign Patent Documents								
Initials		Doc. No.	Date	Country	Class	Subclass	Trans.	
							Yes	No
	A1						<input type="checkbox"/>	<input type="checkbox"/>
	A2						<input type="checkbox"/>	<input type="checkbox"/>
	A3						<input type="checkbox"/>	<input type="checkbox"/>
	A4						<input type="checkbox"/>	<input type="checkbox"/>
	A5						<input type="checkbox"/>	<input type="checkbox"/>
	A6						<input type="checkbox"/>	<input type="checkbox"/>

  

Other Documents		
Initials		Author, Title, Date, Pages, etc.
	A1	
	A2	
	A3	
	A4	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with your next communication.

Examiner:

Date Considered:

Form PTO-1449 (Modified)